

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
MIDLAND/ODESSA DIVISION**

**UNITED STATES OF AMERICA**

**v.**

**BURT ALLAN SMITH**

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§

**NO: MO:19-CR-00254 (01)**

**ORDER**

Before the Court is the Defendant's Motion for Sentence Reduction Under 18 U.S.C. § 3582(c)(1)(A) (Doc. 18) filed August 24, 2020, and the Government's Response to the Defendant's Motion for Sentence Reduction (Doc. 22) filed December 1, 2020. After considering the applicable factors provided in 18 U.S.C. § 3553(a) and the applicable policy statements issued by the Sentencing Commission, the Court **DENIES** the Defendant's Motion on its merits. Accordingly,

It is **ORDERED** the Defendant's Motion for Sentence Reduction Under 18 U.S.C. § 3582(c)(1)(A) (Doc. 18) is **DENIED**.

It is so **ORDERED**.

SIGNED this 2<sup>nd</sup> day of December, 2020.

A handwritten signature in black ink, appearing to read 'David Counts', is written over a horizontal line.

DAVID COUNTS  
UNITED STATES DISTRICT JUDGE